

order; which said court or judge shall direct the same to be record ed, to be and remain as evidence of the debt to be paid by the managers and company to the person entitled to receive the same; **CHAP. 99.**  
*Provided*, that when the said artificial road shall be laid out on the bed of any old confirmed road now in use, the owner of the land through which the same may pass shall not be entitled to any compensation therefor; *Provided also*, that where the contemplated artificial road shall happen to run on and occasionally depart from any old and confirmed road as aforesaid, that the owner of such old road, running nearly parallel with the new, may at the discretion of the owner aforesaid be shut up, with the approbation of the levy court of the county. **Provisos.**

14. AND BE IT ENACTED, That so soon as the president, managers and company, shall have perfected the said road from the said beginning any distance not less than five miles, and so from time to time not less than five miles progressively toward Hager's town aforesaid, they shall give notice thereof to the governor of this state, who shall thereupon forthwith nominate and appoint three skilful persons to view and examine the same, and make report thereon whether the said road is so far done and executed in a complete and workman-like manner, according to the true intent and meaning of this act, and if their report shall be in the affirmative, then the governor shall, by licence under his hand, and the great seal of the state, permit and suffer the said president, managers and company, to erect and fix so many gates and turnpikes upon and across the said road, as will be necessary and sufficient to collect the tolls and duties hereinafter granted to the said company, from all persons travelling on the same with horses, cattle and carriages. When road is perfected five miles, &c governor to appoint persons to examine the same &c.

15. AND BE IT ENACTED, That the said company having perfected the said road, or such parts thereof from time to time as aforesaid, and the same being examined, approved, and licensed as aforesaid, it shall and may be lawful for said company to appoint so many toll-gatherers as they shall think proper, to collect and receive from all and every person and persons using the said road the tolls and rates hereinafter mentioned, and to stop any person or persons riding, leading or driving, any horse, mule, or driving any cattle, hogs, sheep, sulky, chair or chaise, phaeton, cart, wagon, wain, sleigh, sled, or other carriage of burthen or pleasure, from passing through the said gates and turnpikes, until they shall have respectively paid the same; that is to say, for every space of five miles in length of said road the following sums of money, and so in proportion for any greater or less distance, or for any greater or less number of hogs, sheep or cattle, to wit: For every score of hogs six cents; for every score of sheep four cents; for every score of cattle twelve and a half cents; for every horse or mule laden or unladen, with his rider or leader, three cents; for every sulky, chair or chaise, with one horse and two wheels six cents, and with two horses nine cents; for every chair or coach, phaeton, chaise, stage, wagon, coachee, or light wagon, with two horses and four wheels, twelve and a half cents; for each of the last mentioned with four horses, twenty five cents; for every other carriage of pleasure, under whatever name they may go, the like sums according to the wheels and horses drawing the same; for Toll gatherers, when to be appointed. Rates of toll.